HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 3410 of 2001 (MS)

(Old No. 13254/89)

Tek Chand Petitioner

Versus

Smt. Saroj & another Respondents

Dated: 6.12.2004

Hon. Rajesh Tandon, J.

By the present writ petition the petition has prayed for quashing the order dated 174.1989.

Briefly stated, by the impugned order application under section 28 of U.P. Act No. 13 of 1972 was rejected. The petitioner is a tenant in a shop situated at Kosi Road, Ramnagar. The petitioner has filed the application on the ground that Chchaja and Veranda of the premises require repairs.

The file has been transferred from Allahabad High Court. None appears for the parties. It appears that by efflux of time the writ petition has become infructous. The writ petition is dismissed. However, liberty is given to the petitioner to move application for restoration of the writ petition, if the cause of action is still survived.

(Rajesh Tandon J.)

6.12.2004
*Dhyani